



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

June 26, 2016

KEITH A. DAVIS, TREASURER  
FRIENDS OF JOHN MCCAIN INC  
228 S WASHINGTON STREET SUITE 115  
ALEXANDRIA, VA 22314

**Response Due Date**

**08/01/2016**

IDENTIFICATION NUMBER: C00540310

REFERENCE: APRIL QUARTERLY REPORT (01/01/2016 - 03/31/2016)

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **An adequate response must be received at the Senate Public Records Office by the response date noted above. Failure to adequately respond by the response date noted above could result in an audit or enforcement action.** Additional information is needed for the following 3 item(s):

1. This letter constitutes formal written notification that FRIENDS OF JOHN MCCAIN INC has filed reports of receipts and disbursements with the Commission and appears to have received a transfer of funds from an unauthorized joint fundraiser, KEEP THE SENATE MAJORITY.

In order for the principal campaign committee to receive transfers from a joint fundraiser, the candidate must file a written statement authorizing these activities. This designation may be made by amending the Statement of Organization (FEC Form 1) to show the affiliation of the joint fundraising committee and the separate account used for the proceeds. (11 CFR § 102.2) All contributions transferred to the principal campaign committee must be permissible under the Act. Please refer to 11 CFR § 102.17 for information on the proper reporting of joint fundraising committees. Please amend your Statement of Organization to disclose the omitted information.

2. Schedule A of your report discloses one or more contributions that appear to exceed the limits set forth in the Act (see attached).

An individual or a political committee other than an authorized committee or qualified multi-candidate committee may not make a contribution(s) to a candidate for federal office in excess of \$2,700 per election. An authorized

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committee may not make a contribution(s) to a candidate for federal office in excess of \$2,000 per election. A qualified multi-candidate committee and all affiliated committees may not make a contribution(s) to a candidate for federal office in excess of \$5,000 per election. The term "contribution" includes any gift, subscription, loan, advance, or deposit of money or anything of value made by any person for the purpose of influencing any election for federal office. (52 U.S.C. § 30116(a) and (f) (formerly 2 U.S.C. § 441a(a) and (f)); 11 CFR § 110.1(b), (e) and (k))

If any apparently excessive contribution in question was incompletely or incorrectly disclosed, you must amend your original report with the clarifying information. If any contribution you received exceeds the limits, you may have to refund the excessive amount.

Excessive contributions may be retained if, within 60 days of receipt, the excessive portions are properly redesignated or reattributed. Guidelines for each option are provided below.

For reattributions, excessive contributions from individuals can be retained if, within 60 days of receipt, the excessive amount is properly reattributed to another person. Please note that reattributions only apply to excessive contributions from individuals. An excessive contribution is considered properly reattributed if (1) the contributors provide the committee with written documentation, signed by each contributor, authorizing a reattribution and indicating the amount of the contribution to be attributed to each contributor; or (2) the committee reattributes by presumption the excessive portion of the contribution if the contribution was made on a written instrument from a joint account and was signed by only one of the account holders. In this case, the treasurer must notify the contributors in writing within 60 days of receiving the contribution that the committee intends to reattribute the excessive portion and must give the contributor an opportunity to request a refund. (11 CFR § 110.1(k)(3)(ii)(B))

For redesignations, the funds can be retained if, within 60 days of receipt, the excessive amount is properly redesignated for a different election. An excessive contribution is considered properly redesignated if (1) the committee obtains signed written documentation from the contributor(s) authorizing the redesignation of the contribution for another election, provided that the new designation does not exceed the limitations on contributions made with respect to that election; or (2) your committee redesignates by presumption the

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excessive portion of the contribution for another election provided that the new designation does not exceed the limitations on contributions made with respect to that election. In this case, the treasurer must notify the contributor of the redesignation in writing within 60 days of the treasurer's receipt of the contribution. The notification must give the contributor an opportunity to request a refund. (11 CFR § 110.1(b)(5)(ii)(B)) Please note that you cannot presumptively redesignate an excessive contribution from a multi-candidate committee. Also, a contribution can only be redesignated to a previous election to the extent that the contribution does not exceed the committee's net debts outstanding for that election. (11 CFR § 110.1(b)(3)(i))

If the foregoing conditions for reattributions or redesignations are not met within 60 days of receipt of the contribution, the excessive amount must be refunded. See 11 CFR § 103.3(b)(1).

If you have not already done so, please inform the Commission of your corrective action immediately in writing and provide photocopies of any refund checks and/or letters reattributing or redesignating the contributions in question. Refunds are reported on Line 20(a), (b), or (c), as applicable, of the Detailed Summary Page and on a supporting Schedule B of the report covering the period in which they are made. Redesignations and reattributions are reported as memo entries on Schedule A of the report covering the period in which the authorization for the redesignation and/or reattribution is received. (11 CFR § 104.8(d)(2), (3) and (4))

Although the Commission may take further legal action concerning the acceptance of excessive contributions, your prompt action to refund, redesignate, and/or reattribute the excessive amount will be taken into consideration.

**3.** Schedule A of your report discloses one or more contributions that appear to exceed the limit set forth in the Act (see attached).

No political committee other than a qualified multi-candidate committee may make contributions to a candidate for federal office in excess of \$2,700 per election. The attached PACs did not meet the requirements for qualified multi-candidate status as of the date the contribution(s) was made to your committee. The term "contribution" includes any gift, subscription, loan, advance, or deposit of money or anything of value made by any person for the purpose of influencing any election for federal office. (52 U.S.C. § 30116(a) and (f) (formerly 2 U.S.C. § 441a(a) and (f)); 11 CFR § 110.1(b))

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If any apparently excessive contribution in question was incompletely or incorrectly disclosed, you must amend your original report with the clarifying information.

If any contribution(s) you received exceeds the limits, you may have to refund the excessive amount. The funds can be retained if, within 60 days of receipt, the excessive amount is properly redesignated for a different election. An excessive contribution is considered properly redesignated if (1) the committee obtains signed written documentation from the contributor(s) authorizing the redesignation of the contribution for another election, provided that the new designation does not exceed the limitations on contributions made with respect to that election; or (2) the committee redesignates by presumption the excessive portion of the contribution for another election provided that the new designation does not exceed the limitations on contributions made with respect to that election. In this case, the treasurer must notify the contributor of the redesignation in writing within 60 days of the treasurer's receipt of the contribution. The notification must give the contributor an opportunity to request a refund. (11 CFR § 110.1(b)(5)(ii)(B)) A contribution can only be redesignated to a previous election to the extent that the contribution does not exceed net debts outstanding for that election. (11 CFR § 110.1(b)(3)(i))

If you have not already done so, please inform the Commission of your corrective action immediately in writing and provide photocopies of any refund checks and/or letters redesignating the contributions in question. Refunds are reported on Line 20(a), (b), or (c), as applicable, of the Detailed Summary Page and on a supporting Schedule B of the report covering the period in which they are made. Redesignations are reported as memo entries on Schedule A of the report covering the period in which the authorization for the redesignation is received. (11 CFR § 104.8(d)(2), (3) and (4))

Although the Commission may take further legal action concerning the acceptance of excessive contributions, your prompt action to refund or redesignate the excessive amount will be taken into consideration.

**Please note, you will not receive an additional notice from the Commission on this matter.** Adequate responses must be received by the Commission on or before the due date noted above to be taken into consideration in determining whether audit action will be initiated. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to

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taking enforcement action. **Requests for extensions of time in which to respond will not be considered.**

A written response or an amendment to your original report(s) correcting the above problems should be filed with the Senate Public Records Office. Please contact the Senate Public Records Office at (202) 224-0322 for instructions on how and where to file an amendment. If you should have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number (202) 694-1155.

Sincerely,

A handwritten signature in black ink that reads "Vicki S. Davis". The signature is written in a cursive style with a large, stylized "V" at the beginning.

Vicki Davis  
Senior Campaign Finance Analyst  
Reports Analysis Division

**Excessive, Prohibited, and Impermissible Contributions**  
**FRIENDS OF JOHN MCCAIN INC (C00540310)**

**Excessive Contributions from Individuals**

<b>Contributor Name</b>	<b>Date</b>	<b>Amount</b>	<b>Election</b>
ARKAWI, STEVE MR	6/15/15	-\$2,300.00	P, 2016
ARKAWI, STEVE MR	6/15/15	\$5,000.00	P, 2016
ARKAWI, STEVE MR	2/9/16	\$2,000.00	P, 2016
BLOOM, BRADLEY	6/30/15	\$2,700.00	P, 2016
BLOOM, BRAD	3/31/16	\$5,400.00	P, 2016
DESCHUTTER, RICHARD MR	3/31/16	\$5,400.00	P, 2016
FEENEY, MICHELE M MS	4/14/14	\$2,600.00	P, 2016
FEENEY, MICHELE M MS	12/7/15	\$1,000.00	P, 2016
FEENEY, MICHELE M MS	1/31/16	\$1,000.00	P, 2016
FEENEY, MICHELE M MS	1/31/16	-\$900.00	P, 2016
MENDEZ-PADELFORD, DIANE M MRS	2/23/15	-\$950.00	P, 2016
MENDEZ-PADELFORD, DIANE M MRS	2/23/15	\$1,000.00	P, 2016
MENDEZ-PADELFORD, DIANE M MRS	2/26/15	\$1,600.00	P, 2016
MENDEZ-PADELFORD, DIANE M MRS	3/4/15	\$100.00	P, 2016
MENDEZ-PADELFORD, DIANE M MRS	3/4/15	-\$100.00	P, 2016
MENDEZ-PADELFORD, DIANE M MRS	3/9/15	-\$25.00	P, 2016
MENDEZ-PADELFORD, DIANE M MRS	3/9/15	\$25.00	P, 2016
MENDEZ-PADELFORD, DIANE M MRS	3/31/15	-\$50.00	P, 2016
MENDEZ-PADELFORD, DIANE M MRS	3/31/15	\$50.00	P, 2016
MENDEZ-PADELFORD, DIANE M MRS	4/7/15	-\$50.00	P, 2016
MENDEZ-PADELFORD, DIANE M MRS	4/7/15	\$50.00	P, 2016
MENDEZ-PADELFORD, DIANE M MRS	4/29/15	\$150.00	P, 2016
MENDEZ-PADELFORD, DIANE M MRS	4/29/15	-\$150.00	P, 2016
MENDEZ-PADELFORD, DIANE M MRS	5/26/15	-\$150.00	P, 2016
MENDEZ-PADELFORD, DIANE M MRS	5/26/15	\$150.00	P, 2016
MENDEZ-PADELFORD, DIANE M MRS	5/26/15	\$150.00	P, 2016
MENDEZ-PADELFORD, DIANE M MRS	5/26/15	-\$150.00	P, 2016
MENDEZ-PADELFORD, DIANE M MRS	6/8/15	\$450.00	P, 2016
MENDEZ-PADELFORD, DIANE M MRS	6/8/15	-\$450.00	P, 2016
MENDEZ-PADELFORD, DIANE M MRS	6/30/15	\$150.00	P, 2016
MENDEZ-PADELFORD, DIANE M MRS	6/30/15	-\$150.00	P, 2016
MENDEZ-PADELFORD, DIANE M MS	4/28/14	\$500.00	P, 2016
MENDEZ-PADELFORD, DIANE M MS	6/6/14	\$100.00	P, 2016
MENDEZ-PADELFORD, DIANE MRS	1/31/16	\$328.00	P, 2016

**Excessive, Prohibited, and Impermissible Contributions****FRIENDS OF JOHN MCCAIN INC (C00540310)**

MENDEZ-PADELFOED, DIANE MRS	3/3/16	-\$29.00	P, 2016
MENDEZ-PADELFOED, DIANE MRS	3/3/16	\$251.00	P, 2016
MENDEZ-PADELFOED, DIANE MRS	3/31/16	\$302.00	P, 2016
MENDEZ-PADELFOED, DIANE MRS	3/31/16	-\$302.00	P, 2016

SIMON, WILLIAM S MR	9/17/14	\$2,600.00	P, 2016
SIMON, WILLIAM S MR	3/3/15	-\$900.00	P, 2016
SIMON, WILLIAM S MR	3/3/15	\$1,000.00	P, 2016
SIMON, WILLIAM S MR	1/31/16	\$500.00	P, 2016

STEARNS, GLENN B MR	2/23/15	\$2,600.00	P, 2016
STEARNS, GLENN B MR	3/31/16	\$2,700.00	P, 2016

TRENT, MELANIE MS	3/31/16	\$5,400.00	P, 2016
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**Excessive Contributions from Committees**

<b>Contributor Name</b>	<b>Date</b>	<b>Amount</b>	<b>Election</b>
DOMINION PAC	2/24/15	\$5,000.00	P, 2016
DOMINION PAC	3/17/16	\$1,000.00	P, 2016
DTE ENERGY COMPANY PAC - FEDERAL	11/17/15	\$5,000.00	G, 2016
DTE ENERGY COMPANY PAC - FEDERAL	1/12/16	\$5,000.00	G, 2016

**Excessive Contributions from Committees not Qualified for Multi-Candidate Status**

<b>Contributor Name</b>	<b>Date</b>	<b>Amount</b>	<b>Election</b>
DHL PAC	2/5/16	\$3,000.00	P, 2016
GRAND CANYON EDUCATION INC. PAC	2/26/15	\$1,000.00	P, 2016
GRAND CANYON EDUCATION INC. PAC	3/13/15	\$4,000.00	P, 2016
GRAND CANYON EDUCATION INC. PAC	3/13/15	-\$2,300.00	P, 2016
GRAND CANYON EDUCATION INC. PAC	2/23/16	\$400.00	P, 2016
MERITAGE HOMES CORPORATION PAC	1/27/16	\$5,000.00	P, 2016